



**Law Offices of  
Bennet & Bennet, PLLC**

10 G Street, NE, Seventh Floor  
Washington, DC 20002  
Tel: (202) 371-1500  
Fax: (202) 371-1558  
e-mail: [mail@bennetlaw.com](mailto:mail@bennetlaw.com)  
[www.bennetlaw.com](http://www.bennetlaw.com)

Caressa D. Bennet  
Michael R. Bennet  
Gregory W. Whiteaker  
Marjorie G. Spivak  
Donald L. Herman, Jr.  
Howard S. Shapiro  
Kenneth C. Johnson\*  
Rebecca L. Murphy  
Joshua P. Zeldis

\*Admitted in VA Only

Technical Consulting Services

Leonard M. Garavalia  
James C. Egyud  
Mallick A. Sohrab  
David A. Fritz  
Judy Y. Deng

Director of Government Affairs

Jessica H. Bridges

May 25, 2006

**Via ECFS**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th Street, SW  
Washington, DC 20002

**Re: Zefcom, LLC d/b/a Telispire PCS  
Certification of CPNI Filing May 2, 2006  
EB Docket No. 06-36, EB-06-TC-060**

Dear Ms. Dortch:

Zefcom, LLC d/b/a Telispire PCS ("Zefcom"), by its attorneys and pursuant to the Federal Communications Commission's ("FCC") *Public Notice* dated February 2, 2006 (DA 06-258), hereby submits its CPNI certification and accompanying statement explaining how Zefcom's CPNI operating procedures ensure that it is complying with the FCC's CPNI rules.

If you need further information, please contact the undersigned.

Sincerely,

Rebecca L. Murphy


cc: Byron McCoy (via email, [byron.mccoy@fcc.gov](mailto:byron.mccoy@fcc.gov))  
FCC Copy Contractor (via email, [fcc@bpciweb.com](mailto:fcc@bpciweb.com))

**CPNI Corporate Certification**

**Required Annually**

I, Nicholas Aldi, am a corporate officer of Zefcom, LLC d/b/a Telispire. Pursuant to FCC Rule Section 64.2009(e), I hereby certify that I have personal knowledge that Zefcom, LLC d/b/a Telispire has established operating procedures that are adequate to ensure compliance with the FCC's CPNI Rules. Zefcom, LLC d/b/a Telispire's CPNI Policy Statement is attached. The Policy Statement explains how Zefcom, LLC d/b/a Telispire's operating procedures ensure compliance with the FCC's CPNI rules contained in Part 64, Subpart U.

Signed

A handwritten signature in black ink, appearing to read 'Nicholas Aldi', is written over a horizontal line.

Print name/Title: Nicholas Aldi / COO

May 2, 2006

Dated

## **CPNI Usage Policy Statement**

Pursuant to Section 64.2009(e) of the Federal Communications Commission's ("FCC" or "Commission") rules, this statement explains how Zefcom, LLC d/b/a Telispire PCS's (the "Company") operating procedures ensure compliance with Part 64, Subpart U, of the FCC's rules.

### **Company's Usage of CPNI**

The Company has established procedures and policies that ensure that employees know what CPNI is and when it may or may not be used without customer approval by the Company.

Under the Company's procedures, the use of CPNI for the purpose of marketing a service to which a customer does not already subscribe is prohibited without prior customer notice and approval. The Company will not provide to any affiliate CPNI of any customer who does not also subscribe to the services provided by that affiliate, without prior customer notice and approval.

The Company's procedures make clear when CPNI may be used without customer approval. Under the Company's procedures, the Company may use CPNI to protect its rights and property, customers, and other carriers from fraudulent, abusive or unlawful use of, or subscription to, Company's services.

The Company's procedures require affirmative written/electronic customer approval for the release of CPNI to third parties.

### **The Company's Notice and Approval Procedures**

The Company's procedures establish the manner in which the Company obtains approval from customers for the use of CPNI and whether such approval must be obtained through written, oral or electronic methods. The Company's procedures establish the period of time when such approval or disapproval to use CPNI remains in effect and the point in time when such approval is limited or revoked.

The Company's procedures require that the Company maintain records of customer approval, whether oral, written or electronic, for at least one year.

The Company has established procedures required to provide notification to customers prior to any solicitation for customer approval of the Company's right to use a customer's CPNI. Such procedures require the Company to provide "Notice" to a customer explaining that the customer has a right, and the Company has a duty, under federal law to protect the confidentiality of CPNI. This Notice must explain to the customer that the customer may restrict the use of, disclosure of, and access to its CPNI. The Company maintains records of all such notifications for at least one year.

The Company's procedures require that any customer notification provide information sufficient to enable a customer to make an informed decision as to whether to permit the Company to use its CPNI. At a minimum, such notification must include a definition of CPNI and description of the purposes for which CPNI will be used, and inform the customer of his or her right to disapprove those uses and deny or withdraw access to the CPNI at any time. The notification must advise the customer of the precise steps the customer must take to grant or deny access to CPNI, and state that a denial of approval will not affect the provision of any services to which the customer subscribes. The Company's notification must be proximate to any solicitation for the use of CPNI.

The Company's CPNI procedures address the use of Opt-out and/or Opt-in approvals, and all FCC requirements regarding methods of delivery, timing of response and content requirements.

#### Company's CPNI Safeguards

The Company has implemented a system by which the status of a customer's CPNI approval can be clearly established prior to the use of CPNI.

The Company has established procedures for the training of its personnel. Employees have been trained as to when they are or are not authorized to use CPNI. The Company's CPNI procedures establish the disciplinary process related to noncompliance with CPNI obligations. Refresher training courses are often scheduled.

The Company's employee manual contains express disciplinary procedures applicable to employees who violate Company policies, including CPNI policies, which can include termination of employment.

The Company maintains a written record of its sales and marketing campaigns that use CPNI, including a description of each campaign, the specific CPNI that was used in the campaign, the date and purpose of the campaign, and the specific products and services offered as part of the campaign. The Company maintains these records for a period of at least one year.

The Company has established a supervisory review process regarding Company compliance with the FCC's CPNI rules. The Company's supervisory process ensures compliance with the FCC's rules on outbound marketing situations, and the Company maintains records of compliance with these rules for a period of at least one year. The Company procedures require that all sales personnel obtain supervisory approval of any proposed outbound marketing request. A Corporate Officer has been named as the CPNI Compliance Officer and is held responsible for annually certifying that the Company is in compliance with the FCC's CPNI rules.